

## **MINUTES**

### **MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON EDUCATION AND CULTURAL RESOURCES**

**Call to Order:** By **CHAIRMAN DON RYAN**, on February 21, 2007 at 3:00 P.M., in Room 303 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Sen. Don Ryan, Chairman (D)  
Sen. Jerry W. Black (R)  
Sen. Bob Hawks (D)  
Sen. Carol C. Juneau (D)  
Sen. Sam Kitzenberg (D)  
Sen. Dan McGee (R)  
Sen. Jim Peterson (R)  
Sen. Bob Story Jr. (R)

##### **Members Excused:**

Sen. Jim Elliott (D)

##### **Members Absent:** None.

**Staff Present:** Casey Barrs, Legislative Branch  
Marigail Schreiner, Committee Secretary

**Audio Committees:** These minutes are in outline form only.

They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted:	SB 484, SJ 12, SB 396, SB 462, SJ 25, 2/1/2007
Executive Action:	SJ 12, SB 396, SB 462, SB 484, SB 129, SB 307, SB 457, SB 488

00:00:00 Opening comments by Chairman Ryan

**HEARING ON SJ 12**

**Opening Statement by Sponsor:**

00:09:34 **SEN. JOHN BRUEGGEMAN (R), SD 6**, opened the hearing on **SJ 12**, Support international education to board of regents.

**Proponents' Testimony:**

00:11:36 Scott Martin, represents students from Montana State University campuses

00:12:38 Denver Henderson, representing ASUM

00:13:55 Jessica LaRoche, representing Montana State University, Bozeman

00:14:54 Andre Olson, Self

**Opponents' Testimony:**

00:16:27 None

**Informational Testimony:**

00:16:35 None

**Questions from Committee Members and Responses:**

00:16:36 None

**Closing by Sponsor:**

00:16:39 Sen. Brueggeman

**HEARING ON SB 484**

**Opening Statement by Sponsor:**

00:17:16 **SEN. JEFF ESSMANN (R), SD 28**, opened the hearing on **SB 484**, Fund MSU-Billings regional workforce training facility.

**Proponents' Testimony:**

00:18:44 Pat Joyce, Westmoreland Coal Company  
00:21:01 Bruce MacIntyre, Billings Chamber of Commerce  
00:21:37 Sen. Elliott arrived  
00:22:44 Joe McClure, Big Sky Economic Authority, Billings  
00:25:00 Gail Abercrombie, Montana Petroleum Association and  
Montana Contractor's Association  
00:25:48 Janie McCall, City of Billings, Billings Clinic and  
Stillwater Mining

**EXHIBIT(eds39a01)**

00:27:19 Jon Bennion, Montana Chamber of Commerce  
00:27:44 Bob Glasgow, JTL Group Montana  
00:28:40 Bill Kennedy, Yellowstone County Commissioner  
00:30:44 Mike Foster, St. Vincent Healthcare, Billings  
00:31:15 Gary Amestoy, Richland County Development Organization  
00:32:04 Mr. Clinch, Executive Director, Montana Coal  
Council  
00:32:58 Scott Martin, representing students from MSU Billings

**Opponents' Testimony:**

00:33:58 None

**Informational Testimony:**

00:34:04 Russ Cadman

**Questions from Committee Members and Responses:**

00:34:25 Sen. Peterson to Sen. Essmann  
00:36:39 Sen. Story to Sen. Essmann  
00:38:39 Sen. McGee to Russ Cadman  
00:39:25 Sen. McGee to Sen. Essmann

00:40:16 Sen. McGee to Dan Carter, Director, Government  
Relations MSU Billings

00:43:05 Sen. Hawks to Dan Carter

00:44:47 Sen. Story to Dan Carter

00:47:22 Sen. Peterson to Dan Carter

00:49:21 Chairman Ryan to Sen. Essmann

**Closing by Sponsor:**

00:49:44 Sen. Essmann

**EXHIBIT**(eds39a02)

**HEARING ON SB 396**

**Opening Statement by Sponsor:**

00:51:10 **SEN. RICK LAIBLE (R), SD 44**, opened the hearing on **SB 396**, Revise school funding formula to be based on educational relevant factors.

**EXHIBIT**(eds39a03)

**Proponents' Testimony:**

01:04:24 None

**Opponents' Testimony:**

01:04:26 Lance Melton, Montana School Board Association

01:07:02 Madalyn Quinlan, Representing State Superintendent  
Linda McCulloch

01:11:02 Tom Bilodeau, MEA/MFT

01:11:37 Linda Brannon, School Business Officials, Indian Impact  
Schools

01:11:55 Peter Carparelli, Executive Director, Montana Quality  
Education Coalition

01:16:38 Mike Barrett, Self

**Informational Testimony:**

01:22:28 Jim Standard, Legislative Fiscal Division

**Questions from Committee Members and Responses:**

01:23:17 Sen. Story to Pete Carparelli

01:26:20 Chairman Ryan to Tom Bilodeau

**Closing by Sponsor:**

01:27:12 Sen. Laible

**HEARING ON SB 462**

**Opening Statement by Sponsor:**

01:33:20 **SEN. SAM KITZENBERG (D), SD 18**, opened the hearing on **SB 462**, Statewide health insurance plan for school personnel.

[EXHIBIT](#) (eds39a04)

**Proponents' Testimony:**

01:35:19 None

**Opponents' Testimony:**

01:35:26 Tom Bilodeau, MEA/MFT

01:42:44 Darrell Rud, Executive Director, School Administrators of Montana

01:44:13 Susan Witte, Allegiance Benefits Plan Management

**Informational Testimony:**

01:45:01 None

**Questions from Committee Members and Responses:**

01:45:07 Sen. Story to Darrell Rud

01:46:47 Chairman Ryan to Tom Bilodeau

01:52:56 Sen. Peterson to Tom Bilodeau

01:55:16 Sen. Story to Tom Bilodeau

**Closing by Sponsor:**

01:56:24 Sen. Kitzenberg

01:56:36 Break until 6:45 p.m.

**EXECUTIVE ACTION ON SJ 12**

03:29:52 **Motion/Vote:** SEN. STORY moved that SJ 12 DO PASS.  
**Motion carried unanimously by voice vote.**

**EXECUTIVE ACTION ON SB 396**

03:30:31 **Motion:** SEN. STORY moved that SB 396 DO PASS.

03:31:05 **Motion/Vote:** SEN. BLACK made a SUBSTITUTE MOTION SB 396 BE TABLED. Motion carried unanimously.

**EXECUTIVE ACTION ON SB 462**

**Discussion**

03:31:36 Sen. McGee

03:31:42 Chairman Ryan

03:32:31 Sen. Story

03:33:06 Sen. Hawks

03:33:44 Sen. Story

03:35:22 Sen. Hawks

03:36:07 Chairman Ryan

03:37:00 Sen. Black

03:37:49 **Motion:** **Motion/Vote:** SEN. MCGEE moved that SB 462 BE TABLED. Motion carried 7-1 by voice vote with SEN. KITZENBERG voting no.

**EXECUTIVE ACTION ON SB 484**

03:38:37 **Motion:** SEN. MCGEE moved that SB 484 DO PASS.

**Discussion:**

03:39:19 Sen. McGee to Sen. Peterson

03:44:47 Chairman Ryan to Sen. Peterson

03:45:17 Sen. Story

03:49:17 Sen. Hawks

03:51:14 **Motion/Vote:** SEN. HAWKS made a SUBSTITUTE MOTION that SB 484 BE TABLED. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON SB 129**

03:53:07 **Motion/Vote:** SEN. BLACK moved to RECONSIDER THE MOTION on SB 129. Motion carried 5-3 by voice vote with SEN. MCGEE, SEN. PETERSON, and SEN. STORY voting no.

03:56:10 SEN. PETERSON moved to STRIP THE AMENDMENTS from SB 129. Motion carried by voice vote unanimously.

03:56:32 **Motion:** SEN. BLACK moved that SB 129 DO PASS.

**EXHIBIT** (eds39a05)

03:56:52 **Motion:** SEN. BLACK moved that SB 129 BE AMENDED.

**Discussion:**

03:57:09 Sen. Black

03:58:49 Chairman Ryan to Sen. Black

03:59:24 Casey Barrs, Legislative Services

04:02:05 Sen. McGee

04:02:23 Casey Barrs

04:03:58 Sen. McGee to Casey Barrs

04:05:16 **Motion:** SEN. MCGEE moved a CONCEPTUAL AMENDMENT.

04:05:32 Sen. Black

04:05:38 Sen. Hawks

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04:06:14 Sen. McGee

04:07:12 Sen. Black

04:07:33 Sen. Story

04:08:15 Sen. McGee

04:08:39 Sen. Juneau

04:09:59 Chairman Ryan

04:10:39 Sen. Story

04:11:10 Sen. Hawks

04:11:56 Chairman Ryan

04:12:01 Sen. Hawks

04:12:55 Chairman Ryan

04:14:35 Sen. Juneau

04:16:15 Chairman Ryan

04:16:50 Sen. Story

04:17:58 Sen. Juneau

04:18:45 Sen. Hawks

04:19:07 **Vote: Motion carried 6-2 by voice vote with SEN. MCGEE  
and SEN. STORY voting no.**

04:20:18 Sen. Hawks

04:20:57 Sen. Story

04:22:06 Sen. Black

04:23:22 Chairman Ryan

04:24:14 Sen. McGee

04:24:28 Sen. Story

04:25:28 Casey Barrs

04:25:50 Sen. Peterson



04:26:29 **Motion:** CHAIRMAN RYAN moved a CONCEPTUAL AMENDMENT.

04:26:54 Sen. Hawks to Chairman Ryan

04:27:32 Sen. Black

04:28:28 Chairman Ryan

04:30:31 Sen. Black

04:31:50 Chairman Ryan

04:33:25 Sen. Black to Chairman Ryan

04:34:23 Sen. Hawks

04:34:56 Sen. Black

04:35:08 Sen. Peterson

04:35:32 **Vote:** Motion carried unanimously by voice vote.

04:35:47 **Motion/Vote:** SEN. MCGEE moved that SB 129 DO PASS AS AMENDED. Motion carried 6-2 by voice vote with SEN. MCGEE and SEN. STORY voting no.

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EXECUTIVE ACTION ON SB 307

04:37:01 **Motion:** SEN. MCGEE moved that SB 307 DO PASS.

**EXHIBIT**(eds39a06)

04:37:50 Chairman Ryan

04:38:28 **Motion/Vote:** SEN. RYAN moved that SB 307 BE AMENDED. Motion carried unanimously by voice vote.

04:39:30 **Motion:** SEN. PETERSON moved that SB307 DO PASS AS AMENDED.

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**Discussion:**

04:39:37 Sen. Hawks

04:40:51 Sen. Story

04:41:20 Sen. Peterson

04:41:54 Sen. Story

04:42:56 Sen. McGee

04:44:06 Chairman Ryan

04:45:46 **Vote: Motion carried 4-3 by voice vote with SEN. HAWKS, SEN. JUNEAU, and SEN. STORY voting no.**

**EXECUTIVE ACTION ON SB 457**

04:47:38 Chairman Ryan

04:50:48 Sen. McGee

04:51:30 **Motion/Vote: SEN. HAWKS moved that SB 457 BE TABLED. Motion carried 7-1 by voice vote with SEN. RYAN voting no.**

**EXECUTIVE ACTION ON SB 488**

04:53:06 **Motion: SEN. RYAN moved that SB 488 DO PASS.**

**Discussion:**

04:55:35 Sen. McGee

04:55:55 Chairman Ryan

04:57:11 Sen. Hawks

04:58:02 Chairman Ryan

04:58:39 Sen. Hawks

04:59:15 Chairman Ryan

05:00:26 Sen. McGee

05:00:47 Chairman Ryan

05:01:50 Sen. Story

05:05:34 Chairman Ryan

05:07:41 **Vote: Motion carried 7-1 by voice vote with SEN.  
JUNEAU voting no.**

**ADJOURNMENT**

Adjournment: 8:30 P.M.

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SEN. DON RYAN, Chairman

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MARIGAIL SCHREINER, Secretary

DR/ms

Additional Exhibits:

**EXHIBIT ([eds39aad.pdf](#))**